

06B-CC-1210

# KO BOXING GYM

Feb, 17<sup>th</sup> 2012

Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC. 20554

*Received & Inspected*

*FEB 27 2012*

*FCC Mail Room*

To Whom it May Concern:

We are requesting a waiver for our locally-produced TV program aired weekly on area local cable access channels & KAIT 8, our local ABC affiliate. It is a 30 minute program that is simulated "live" featuring young athletes at our local boxing gym, and businesses that support our non-profit program. The cost of having to offer closed-captioning would be an overwhelming cost for the production, & airing for this program.

To purchase the equipment, and do the captioning in house would run us from \$7,250-12,850 or an average cost of a good system for \$9,950 according to AutoCaption3. It would also cost over \$3,000 per episode with MediCap3. We only spend on average a \$1,000 per year for the production of program.

It would also pose a logistical problem as well because, we often change it week-to-week, & couldn't get the captioning done this frequently.

We are a small non-profit program locally administered by volunteers. All production is done by our volunteers as we don't have the means to pay local or out-of-town cable facilities.

Thank you for your consideration.

Sincerely,

Marquis Adams – Program Director  
584, CR 523  
Poplar Bluff, MO. 63901  
Office: (573) 778-6084  
Cell: (573) 712-3069

# Closed Captioning Required as of January 1, 2006

Starting January 1, 2006, the Federal Communications Commission will require closed captioning for the hearing impaired in virtually all new video programming. Generally, no television station, cable operator, or satellite provider will be able to accept programming that does not include closed captions, open captions, or subtitles. The FCC rules generally permit only a few exceptions:

- Programs that air between 2:00 AM and 6:00 AM;
- Commercial advertisements of five minutes or less;
- Political candidate advertisements;
- Programs that are not in English or Spanish; and,
- Programs that are subject to an FCC "undue burden waiver."

Programmers may ask the FCC to waive its caption requirements if captioning would cause an "undue burden," that is, if captioning would cause significant difficulty or expense. A programmer must request this waiver by sending a letter to the FCC at: Federal Communications Commission, 445 12th Street, SW, Washington, DC 20554. There is no filing fee. Be sure to include as much information and detail as possible in the following:

1. **The nature and cost of captioning your programming** (for example, the number of episodes per year, captioning cost quotes from several captioning providers, financial information showing that captioning costs would be a high percentage of overall production costs, evidence that you have tried and failed to find captioning at a reasonable cost, whether you are able to provide sign language interpretation as a less burdensome alternative to closed captioning, etc.);
2. **The impact of captioning on your operations** (for example, the necessity to air the Sunday service "live" or soon after taping, detailed information that shows the drastic effects of the captioning requirement such as ceasing production, etc.);
3. **Your financial resources** (for example, why you cannot afford to caption your programming – the FCC will look at your organization's overall budget and revenues and not simply the resources the organization chooses to devote to a particular program); and,
4. **Your type of operation** (for example, a very small number of staff, limited technical capabilities, or other information that would help the FCC conclude that a small operation cannot feasibly caption the program).

The FCC review of the request may take a year or more. In the meantime, television stations may elect to broadcast uncaptioned programming while the FCC reviews the waiver request. If the FCC grants the waiver request, the program may be aired without captions. If the FCC denies the waiver request, however, the program thereafter must include captions.

Starting January 1, 2006, our television station may broadcast new programming only if we have received a signed certification of compliance with the FCC's closed captioning requirements. Please complete the attached certification and provide it to us with your next order.

*For more information, visit the FCC Closed Captioning website:  
<http://www.fcc.gov/cgb/consumerfacts/closedcaption.html>*

**CERTIFICATION TO TELEVISION STATION  
OF PROGRAM COMPLIANCE WITH FCC  
CLOSED CAPTIONING REQUIREMENTS  
(to be delivered with the broadcast order)**

Client:

KO Boxing Gym

Name of program:

The Knockout Boxing Show

Television station:

KAIT 8 Jonesboro, AR.  
Call letters City, State

The undersigned hereby certifies compliance with Federal Communications Commission closed captioning requirements for new programming **(check A or B)**:

- ☐ **A.** The program mentioned above is closed captioned in compliance with FCC requirements.

(or)

- ☒ **B.** The program mentioned above is not closed captioned **(check 1 or 2)**:

- ☐ **1.** The FCC granted a waiver on \_\_\_\_\_ that remains in effect until \_\_\_\_\_.

(or)

- ☒ **2.** The client requested a waiver from the FCC closed captioning requirements on Feb, 17th 2012.

Sign: The KnockOut Boxing Show

Name: Marquis Adams

Title: Program Director

Date: 2-17-2012